

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Reissue Appl No. : 09/995,483 Confirmation No. 2251
Reissue Filed : November 28, 2001
Original Patent Number : 6,202,870
Original Patent Issue Date : March 20, 2001
Applicant : Woodrow W. Pearce
Title : VENTING CAP
TC/A.U. : 3781
Examiner : HYLTON, Robin Annette
Docket No. : 45955/I351
Customer No. : 23363

**TERMINAL DISCLAIMER TO OBVIATE A
DOUBLE PATENTING REJECTION**

Commissioner for Patents
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May 10, 2011

Commissioner:

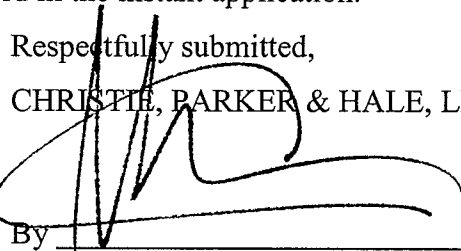
INNOVATION UPDATE, LLC, a California Limited Liability Company having a place of business at 1313 Lincoln Avenue, Pasadena, California 91103 (the "Owner"), represents that it is the owner of the entire interest in the instant U.S. patent Application No. **09/995,483**, filed **November 28, 2001**, and entitled VENTING CAP (the "instant application") and hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on the pending reference Application **11/041,925** filed on **January 24, 2005** (the "reference application") as such term is defined in 35 U.S.C. §154 and §173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The Owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and of any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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In making the above disclaimer, the Owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §154 and §173 of any patent granted on said reference application, as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application, in the event that any patent granted on the pending reference application: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as may be shortened by any terminal disclaimer filed prior to its grant.

I hereby certify that I am an attorney of record in the instant application.

Respectfully submitted,
CHRISTIE, PARKER & HALE, LLP



By _____

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CM/mml

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